

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

TTAB

ABBOTT LABORATORIES,

Opposer,

v.

WILLIAM MARSH,

Applicant.

77136030

Opposition No. 91181883

CONSENTED MOTION TO SUSPEND PROCEEDING

Opposer, Abbott Laboratories, hereby requests an additional sixty day suspension of the proceeding to enable the parties to finalize a settlement agreement. The parties have agreed in principle to the terms of an agreement that will resolve this matter. The settlement agreement has been exchanged and reviewed by the parties, and is currently being negotiated. Upon execution, the parties will be required to perform and/or abstain from certain actions. Subject to both parties' continued compliance with the agreement, this dispute will be resolved. Accordingly, the parties submit that there is good cause for an additional sixty day suspension of this proceeding.

Counsel for William Marsh has consented to the extension.

The parties request that the proceeding be suspended until July 29, 2008. Upon resumption, the discovery and trial dates would be reset as follows:

Proceedings to Resume:	July 29, 2008
Initial Disclosures Due:	August 22, 2008
Expert Disclosures Due:	December 19, 2008
Discovery Period to Close:	January 19, 2009



06-02-2008


Plaintiff's Pretrial Disclosures Due:	March 6, 2009
Plaintiff's Trial Period to close (opening thirty days prior thereto):	April 20, 2009
Defendant's Pretrial Disclosures Due:	May 4, 2009
Defendant's Trial Period to close (opening thirty days prior thereto):	June 19, 2009
Plaintiff's Rebuttal Disclosures Due:	July 3, 2009
Plaintiff's Rebuttal Period to close (opening fifteen days prior thereto):	August 3, 2009

WHEREBY, Opposer respectfully requests an additional sixty day suspension of the discovery and testimony periods.

Respectfully submitted,

PATTISHALL, McAULIFFE, NEWBURY,
HILLIARD & GERALDSON, LLP

Date: May 30, 2008

By: 
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Attorneys for Opposer, Abbott Laboratories

CERTIFICATE OF SERVICE

I, Rebecca R. H. Burch, hereby certify that a true copy of the foregoing **CONSENTED MOTION TO SUSPEND PROCEEDING** was served by first class mail, postage prepaid this 30th day of May, 2008 upon the following:

Jeffrey B. Pietsch
Weintraub Genshlea Chediak Law Corporation
400 Capitol Mall, Eleventh Floor
Sacramento, CA 95814



CERTIFICATE OF MAILING

I, Rebecca R. H. Burch, hereby certify that this **CONSENTED MOTION TO
SUSPEND PROCEEDING** is being mailed to the Patent and Trademark Office by first class
mail, postage prepaid this 30th day of May, 2008 at the following address:

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451